

PRICKETT, JONES & ELLIOTT

A PROFESSIONAL ASSOCIATION

1310 KING STREET, BOX 1328

WILMINGTON, DELAWARE 19899

TEL: (302) 888-6500

FAX: (302) 658-8111

<http://www.prickett.com>

DOVER OFFICE
11 NORTH STATE STREET
DOVER, DE 19901
TEL: (302) 674-3841
FAX: (302) 674-5864

PENNSYLVANIA OFFICE
217 WEST STATE STREET
KENNETT SQUARE, PA 19348
TEL: (610) 444-1573
FAX: (610) 444-9273

Writer's Direct Dial: (302) 888-6507

Writer's Telecopy Number: (302) 658-8111

Writer's E-Mail Address: JCATHEY@prickett.com

June 15, 2005

Filed Electronically and Via Hand Delivery

Clerk of the Court
U.S. District Court for the
District of Delaware
Federal Building
844 King Street
Wilmington, DE 19801

Re: Aylor v. Xybernaut Corporation, et al.
C.A. No. 05-CV-222 (SLR)
Tal v. Xybernaut Corporation, et al.
C.A. No. 05-CV-242 (SLR)
Fehrenbacher v. Xybernaut Corporation, et al.
C.A. No. 05-CV-256 (SLR)
Jaskol, et al. v. Xybernaut Corporation, et al.
C.A. No. 05-CV-268 (SLR)
Wauhup v. Xybernaut Corporation, et al.
C.A. No. 05-CV-310 (SLR)
Donnelly, et al. v. Xybernaut, et al.
C.A. No. 05-CV-334 (JJF)
Smith v. Xybernaut Corporation, et al.
C.A. No. 05-CV-354 (SLR)

Dear Sir or Madam:

Pursuant to the instructions from your office, I enclose a 3.5" floppy disk containing corrected Exhibits D and E to the Declaration of James L. Holzman (the "Holzman Declaration"), which was e-filed in the above-referenced actions on June 14, 2005. The Holzman Declaration is docketed in those actions as follows: item 7 in C.A. No. 05-cv-222; item 11 in C.A. No. 05-cv-242; item 10 in C.A. No. 05-cv-256; item 14 in C.A. No. 05-cv-268; item 9 in C.A. No. 05-cv-310; item 7 in C.A. No. 05-cv-334; and item 8 in C.A. No. 05-cv-354.

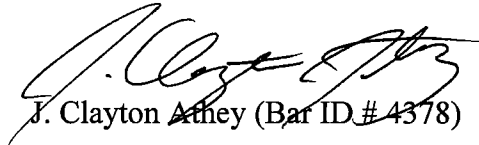
Please delete the previously filed Exhibit D, and add the corrected Exhibits D and E contained on the floppy disk.

Clerk of the Court
U.S. District Court
June 15, 2005
Page 2

Please note that the paper courtesy copy of the Holzman Declaration that was filed with the Court earlier today contains the correct exhibits.

Thank you for your assistance, and please contact me with any questions,

Sincerely yours,



J. Clayton Athey (Bar ID # 4378)

JCA/mf
Enclosure

cc: Francesca Tassone - By Hand w/o enclosure
Jessica Zeldin, Esquire
Pamela S. Tikellis, Esquire
Robert J. Kriner, Esquire
A. Zachary Naylor, Esquire
Robert Davis, Esquire
David Phillip Primack, Esquire
Seth D. Rigrodsky, Esquire
Ralph N. Sianni, Esquire
Brian D. Long, Esquire
Laurence V. Cronin, Esquire